

# KIRKLAND & ELLIS LLP

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November 6, 2024

## Via ECF

The Honorable Brian M. Cogan  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: ***In re Oral Phenylephrine Marketing and Sales Practices Litigation,***  
**1:23-md-3089-BMC**

Dear Judge Cogan:

The Defendants in the above litigation, with the consent of Plaintiffs' Executive Committee, write to advise the Court that the parties have met-and-conferred and reached agreement, subject to the approval of the Court, on a proposed order governing the disposition of the cases consolidated in this MDL pursuant to the Court's October 29 Memorandum Decision & Order (ECF No. 249). The parties also propose that the Court adjourn the Status Conference currently scheduled for November 21, 2024, in light of the parties' agreement on the disposition of all cases in this MDL. The parties, of course, remain available at the Court's convenience.

The parties respectfully request that the Court enter the proposed order attached as Exhibit 1, which reflects the parties' agreement.

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Dated: November 6, 2024

Respectfully Submitted:

/s/ Jay P. Lefkowitz

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